IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS PECOS DIVISION

JEFF SPRINGMAN, INDIVIDUALLY; AND LINDY LONG, AS NEXT FRIEND FOR O.G. SPRINGMAN (A MINOR); Plaintiffs,

P:23-CV-00014-DC

v.

DIAMONDBACK E&P LLC, PILOT TRAVEL CENTERS LLC, Defendants.

ORDER ADOPTING REPORT AND RECOMMENDATION

BEFORE THE COURT is United States Magistrate Judge David B. Fannin's Report and Recommendation ("R&R") filed in the above-captioned cause on October 4, 2023, in connection with Plaintiff's Motion to Remand. (Doc. 20). This matter was referred to the Magistrate Judge. Neither party filed objections, and the deadline to do so has expired.

Any party who desires to object to a Magistrate Judge's findings and recommendations must serve and file written objections within 14 days after being served with a copy of the findings and recommendations.² Failure to file written objections to the R&R within 14 days after being served with a copy shall bar that party from *de novo* review by the district court of the proposed findings and recommendations.³

¹ See 28 U.S.C. § 636(b); Fed. R. Civ. P. 72.

² 28 U.S.C. § 636(b)(1).

³ *Id*.

What's more, except upon grounds of plain error, it shall also bar the party from appellate review of proposed factual findings and legal conclusions accepted by the district court to which no objections were filed.⁴

Having reviewed the R&R, the Court finds it neither clearly erroneous nor contrary to law. Thus, the Court **ADOPTS** the R&R and **DENIES** Plaintiff's Motion to Remand. (Doc. 10).

It is so **ORDERED**.

SIGNED this 19th day of October, 2023.

UNITED STATES DISTRICT JUDGE

⁴ Id.; Thomas v. Arn, 474 U.S. 140, 150–53 (1985); United States v. Wilson, 864 F.2d 1219 (5th Cir. 1989) (per curiam).